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THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD



BFS BRANDS, LLC,

and

BRIDGESTONE/FIRESTONE NORTH
AMERICAN TIRE, LLC,

Opposers,

v.

ORTECK INTERNATIONAL, INC.

Applicant.

08-22-2003

U.S. Patent & TMO/TM Mail Rpt Dt. #2:

Opposition No. 154,661
Serial No. 76/369,339

MOTION FOR ENTRY OF STIPULATED PROTECTIVE ORDER

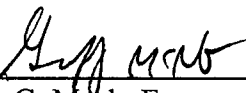
BFS Brands, LLC, and Bridgestone/Firestone North American Tire, LLC
(hereinafter referred to collectively as "Opposers") hereby submit the enclosed Stipulated
Protective Order signed by Opposers and by Orteck International, Inc.

The parties having agreed that a Protective Order is necessary to govern the
exchange of confidential materials and information have agreed to entry of the enclosed
Stipulated Protective Order, attached as Exhibit 1.

Wherefore, it is respectfully requested that the Board enter the parties' Stipulated Protective Order in this opposition proceeding.

Respectfully submitted,

DATED: August 22, 2003

By: 
Peter G. Mack, Esq.
Geoffrey McNutt, Esq.
FOLEY & LARDNER
3000 K Street, N.W., Suite 500
Washington, D.C. 20007

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Counsel for Opposers

CERTIFICATE OF SERVICE

I hereby certify that true copies of the foregoing MOTION FOR ENTRY OF STIPULATED PROTECTIVE ORDER and accompanying executed STIPULATED PROTECTIVE ORDER UNDER RULE 26(c), FED. R. CIV. P. were served on counsel for Applicant this 22nd day of August, 2003 by mailing a true and complete copy thereof via First Class U.S. Mail, postage prepaid, addressed to the following:

Ms. Deborah J. Westervelt
LAW OFFICES OF ROYAL CRAIG
10 North Calvert Street, Suite 153
Baltimore, Maryland 21202

By:



Geoffrey M. McNutt
Foley & Lardner



08-22-2003

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

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BFS Brands, LLC :

and :

Bridgestone/Firestone :
North American Tire, LLC, :

Opposition No. 154,661

Opposers, :

Application Serial No. 76/369,339

v. :

Orteck International, Inc. :

Applicant. :
----- :

STIPULATED PROTECTIVE ORDER
UNDER RULE 26(c), FED. R. CIV. P.

IT IS HEREBY AGREED AND ORDERED that during the course of this proceeding, if any party or any other person or entity (collectively "party") provides or is required to disclose what the disclosing party contends is confidential information, the following procedure shall be employed:

1. Any document produced by a party containing information deemed confidential by that party, shall be so identified by the producing party by stamping or otherwise clearly marking the same "CONFIDENTIAL." In lieu of so marking the original of any document produced for inspection, a disclosing party may mark the copies that are produced or exchanged for use. Any use of any such document or of the information contained therein shall be covered by the provisions of this order.

002.1033691.1

2. A party may designate all or part of a deposition as containing confidential information by so indicating on the record during such deposition, in which case the transcript of such deposition shall be clearly marked on the front by the court reporter with the designation "CONFIDENTIAL." Alternatively, a party may designate information disclosed at such deposition as "Confidential Information" by giving all the parties a written statement, within fifteen (15) days of the party's receipt of the transcript, of the specific pages and lines of the transcript which contain confidential information. Each party shall then attach a copy of such written statement to the face of the transcript and each copy thereof in its possession, custody or control.

3. All transcripts of depositions, exhibits, answers to interrogatories and other documents filed with the Trademark Trial and Appeal Board (the "Board") which have been designated as comprising or containing confidential information, or any pleading or memorandum including such information or the substance thereof, shall be filed in sealed envelopes or other appropriate sealed containers on which shall be endorsed the title of this proceeding, an indication of the nature of the contents of such sealed envelope or other container, the legend stating "CONFIDENTIAL INFORMATION SUBJECT TO PROTECTIVE ORDER" and a statement substantially in the following form:

This envelope contains documents filed in this case by [name] and is not to be opened nor the contents thereof to be displayed or revealed except by Order of the Trademark Trial and Appeal Board.

4. The following definitions shall be applicable:

(a) The term "Trial Counsel" shall refer only to: (1) the attorneys and staff of Foley & Lardner who are charged with the responsibility for and actively engaged in trial preparation for this case on behalf of Opposers BFS Brands, LLC, and Bridgestone/Firestone

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-----:

Opposition No. 154,661

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I have read the attached Protective Order and I agree to be bound in all respects by its
terms in relation to the protection of Confidential Business and Technical Information.

Date: August 18, 2003

